

THE EFFECTIVE DATE OF THIS ORDINANCE IS MAY 16, 2006

ORDINANCE NO. 06-15-411

RE: Elimination of the Frederick County Property Tax Credit

PREAMBLE

State law authorizes the Board of County Commissioners ("Board") to grant a property tax credit against the Frederick County property tax imposed on real property. This property tax credit is to offset in whole or in part increases in the County income tax revenues resulting from a County income tax rate in excess of 2.6%. Annotated Code of Maryland, Tax-Property Article, Section 9-221.

By Ordinance No. 00-08-250, the Board increased the County income tax rate to 2.96% for tax years beginning after December 31, 2000.

Pursuant to the authority granted by Tax-Property Article, Section 9-221, the Board then enacted the Frederick County Property Tax Credit that is set forth as Section 1-8-61 of the Frederick County Code.

The Board amended this Frederick County Property Tax Credit and increased the amount of this property tax credit to \$100 for the July 1, 2005 through June 30, 2006 tax year. (Ordinance No. 05-11-372).

The Board now desires to eliminate this Property Tax Credit.

The Board held a duly advertised public hearing on this proposed Ordinance repealing Section 1-8-61 of the Frederick County Code on May 16, 2006. The public had an opportunity to comment on the proposed Ordinance at this public hearing.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, that Section 1-8-61 of the Frederick County Code is hereby repealed as follows:

[Section 1-8-61. PROPERTY TAX CREDIT.

- (A) A property tax credit against the county property tax imposed on real property is hereby granted pursuant to Md. Code Ann., Tax Property Article, Section 9-221.

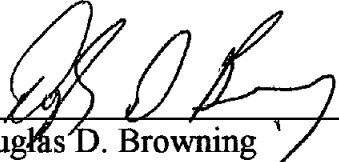
- (B) This property tax credit is available only to the owner-occupied property of a homeowner as defined in Md. Code Ann., Tax Property Article, Section 9-105.
- (C) The amount of this property tax credit shall be \$100 for the July 1, 2005, through June 30, 2006, tax year and \$25 per annum for each subsequent tax year for each owner-occupied property of a homeowner as defined in Md. Code Ann., Tax Property Article, Section 9-105. In no event shall this property tax credit reduce a homeowners' property tax to less than zero or entitle a homeowner to a refund of the amount of unused credit.]

SECTION RESERVED

AND BE IT FURTHER ENACTED AND ORDAINED that this Ordinance shall take effect on May 16, 2006, and shall be applicable to all taxable years beginning after June 30, 2006.

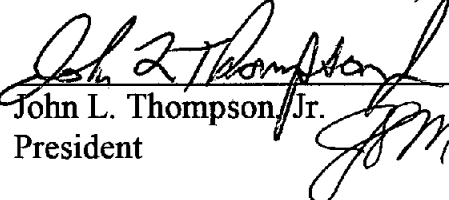
The undersigned hereby certifies that this Ordinance was approved and adopted by the Board of County Commissioners on the 16th day of May, 2006.

ATTEST:



Douglas D. Browning
County Manager

BOARD OF COUNTY COMMISSIONERS
OF FREDERICK COUNTY, MARYLAND



John L. Thompson, Jr.
President

CAPITALS INDICATE ENTIRELY NEW MATTER ADDED TO EXISTING ORDINANCE;
BRACKETS INDICATE DELETIONS TO EXISTING ORDINANCE.